

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

JUDGE PRESKA  
07 07 03 12

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BRIAN COLELLA, et al.,

Plaintiff,

-against-

THE CITY OF NEW YORK and THE NEW YORK CITY  
FIRE DEPARTMENT,

**AFFIRMATION  
CONCERNING NOTICE OF  
REMOVAL TO FEDERAL  
COURT**

Index No. 107418/06

Defendants.

----- X

**CAROLYN WALKER-DIALLO**, an attorney duly admitted to practice before the Courts of the State of New York, hereby affirms the following to be true under penalty of perjury pursuant to Rule 2106 of the Civil Practice Law and Rules:

1. I am an Assistant Corporation Counsel in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, attorney for defendants, the City of New York ("City") and the City's Fire Department in the above-captioned action.

2. I submit this affirmation and the annexed Notice Of Removal, filed on July 6, 2007, to inform the Court that on this date, the above-captioned proceeding was removed to the United States District Court for the Southern District of New York.

Dated: New York, New York  
July 6, 2007

  
CAROLYN WALKER-DIALLO

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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BRIAN COLELLA, et al.,

**07 CIV 6312**

Plaintiff,

-against-

THE CITY OF NEW YORK and THE NEW YORK CITY  
FIRE DEPARTMENT,

**AFFIRMATION  
CONCERNING NOTICE OF  
REMOVAL TO FEDERAL  
COURT**

Index No. 107418/06

Defendants.

-----X **JUDGE PRESBY**

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perjury pursuant to Rule 2106 of the Civil Practice Law and Rules:

1. I am an Assistant Corporation Counsel in the office of Michael A.  
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Dated: New York, New York  
July 6, 2007

  
**CAROLYN WALKER-DIALLO**

**AFFIRMATION OF SERVICE**

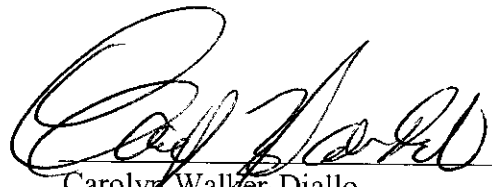
**CAROLYN WALKER-DIALLO**, an attorney admitted to practice in the courts of New York State, shows: that she is employed in the office of the Corporation Counsel of the City of New York, and affirms this statement to be true under the penalties of perjury, pursuant to Rule 2106 CPLR:

That on July 6, 2007, she served the annexed Affirmation Concerning Notice Of Removal To Federal Court and Notice of Removal to Federal Court Upon:

Solotoff & Solotoff  
P.O. Box 4686  
Great Neck, New York 11023  
Attn: Lawrence Solotoff, Esq.

by depositing a copy of the same, enclosed in a first class post paid properly addressed wrapper in a USPS post office/official depository in the Borough of Manhattan, City of New York, directed to said attorney for plaintiffs at the above indicated address, being the address designated by them for that purpose.

Dated: New York, New York  
July 6, 2007

  
Carolyn Walker-Diallo  
Assistant Corporation Counsel

Index No. 107418/06

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NEW YORK	
BRIAN COLELLA, et al.,	Plaintiffs,
-against-	
THE CITY OF NEW YORK and THE NEW YORK CITY FIRE DEPARTMENT,	Defendants.
<b>AFFIRMATION CONCERNING NOTICE OF REMOVAL TO FEDERAL COURT</b>	
<b>MICHAEL A. CARDOZO</b> <i>Corporation Counsel of the City of New York</i> <i>Attorney for Defendants</i> <i>100 Church Street</i> <i>New York, N.Y. 10007</i>  <i>Of Counsel: Carolyn Walker-Diallo</i> <i>Tel: (212) 788-0868</i> <i>NYCLIS No. 06LE000166</i>	
<i>Due and timely service is hereby admitted.</i>  <i>New York, N.Y. ...., 200 .</i> <i>..... Esq.</i>  <i>Attorney for .....</i>	